

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 02 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 02 1999 under 36255

The applicant Gloria Elliott, hereby makes application for permission to change the Point of Diversion and Place of Use of the remaining portion of water heretofore appropriated under Permit 36255, Certificate 9492

1. The source of water is Underground
2. The amount of water to be changed 0.04 c.f.s., 6.0 AFA
3. The water to be used for Irrigation and Domestic
4. The water heretofore permitted for Irrigation and Domestic
5. The water is to be diverted at the following point NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 10, T.12N., R.19E., MDM, or at a point from which the South $\frac{1}{4}$ corner of said Section 10 bears South 00° 31' 46" West, 1733.4 feet
6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34, T.14N., R.19E., MDM, or at a point from which the S $\frac{1}{4}$ corner of said Section 34 bears South 24° 55' West, 2357 feet
7. Proposed place of use 1.5 acres within the S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 9, T.12N., R.19E., MDM
8. Existing place of use 1.5 acres within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34, T.14N., R.19E., MDM
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works well, pump and motor, and irrigation distribution system
12. Estimated cost of works existing
13. Estimated time required to construct works existing
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: The water under this application is to remain non-supplemental, although the source is an existing well (reference Permits 25409, 54401, and 54402). The applicant has entered into an agreement to transfer the water rights to William R. and Marsha R. Tomerlin, Trustees of the Tomerlin Trust, once a permit has been issued by the State Engineer.

Bruce R. Scott, Resource Concepts, Inc.
By s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared my/cmf dl/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 36255, Certificate 9492 is issued subject to the terms and conditions imposed in said Permit 36255, Certificate 9492 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 64830 and 64831 shall not exceed 36.8 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.04 cubic feet per second, **but not to exceed 6.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:

December 3, 2000

Proof of completion of work shall be filed before:

January 3, 2001

Water must be placed to beneficial use on or before:

December 3, 2001

Proof of the application of water to beneficial use shall be filed on or before:

January 3, 2002

Map in support of proof of beneficial use shall be filed on or before:

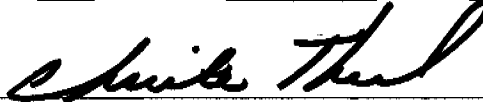
January 3, 2002

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of, December A.D. 1999



State Engineer

by Christine Thiel, P.E., Deputy State Engineer

Completion of work filed APR 19 2001

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By 67164 0.04